

IN PIMA COUNTY SUPERIOR COURT

FILED
GARY L. HARRISON
CLERK, SUPERIOR COURT

2019 JAN -7 AM 9:28

AFFIDAVIT FOR SEARCH WARRANT

19SW0039

NO. WANDELL, DEPUTY

YOUR AFFIANT, **Special Agent Cullen Conerly**, A PEACE OFFICER IN THE STATE OF ARIZONA AND EMPLOYED BY THE UNITED STATES DRUG ENFORCEMENT ADMINISTRATION, BEING FIRST DULY SWORN, UPON OATH, DESPOSES AND SAYS:

That on or about March 30, 2018 and continuing through on or about November 07, 2018, a public offense in violation of Arizona Revised Statutes:

- A.R.S. 13-1003, Conspiracy, a class 2 felony,
- A.R.S. 13-2312, Illegally Conducting an Enterprise, a class 3 felony,
- A.R.S. 13-3408(A)(1), Possession of a Narcotic Drug

was or is being committed in the County of Pima, State of Arizona.

YOUR AFFIANT (has probable cause to believe) that:

{X} on the person(s) of:

- Karen Ann SCHIMMEL, DOB 03/19/1963, 5'0", 105 pounds, Brown hair, Blue eyes, SSN 527-75-7940

{X} in and upon the premises (including all buildings, structures, rooms, equipment, and vehicles used in connection or located within the curtilage of said premises) known and described as:

- 7489 West Bucking Horse Road, Sahuarita, Arizona 85629 is a single story tan colored residence located on over 10 acres in a rural area of Sahuarita. The front door faces Southwest and contains a white security gate. The back door is white and is located on the Northeast side of the residence. There are windows placed around the entire residence. There is a detached single story tan colored garage located to the Southeast

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of the residence. There is a white mobile home to the Northwest of the residence with a single entrance on the Southwest side of the mobile home. There is a second white mobile home on the Southeast side of the residence with a single entrance on the East side of the mobile home. The residence contains numerous vehicles that are mobile and/or immobile located throughout the property. The residence and associated buildings are located at the end of a private drive extending South from West Bucking Horse road. The entrance to the private drive is marked by a white fence with red lettering with the numbers 7489. The residence is the southernmost residence on the East side of the private drive. ***SEE ATTACHMENT B***

{ } in vehicle(s) described as:

there is certain person (s), property or things

{X} is the subject of an outstanding arrest warrant and/or is wanted for the above mentioned charges

{ } Which are stolen or embezzled

{X} Which were used as means for committing a public offense

{X} Which are being possessed with intent to use as a means of committing a public offense

{ } Which are in the possession of to whom it was delivered for the purpose of concealing it or preventing it from being discovered

{X} which consists of any item or constitutes any evidence which tends to show that a public offense has been committed such as being more fully described in the affidavit.

That said property or things are described as follows:

"SEE ATTACHMENT A"

That the following facts establish probable cause for believing that grounds for the issuance of a search warrant for the aforementioned items/persons exists:

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Since January, 2018, Special Agents from the Drug Enforcement Administration Sierra Vista Resident Office have been working a joint investigation with the Cochise County Sheriff's Office and the Arizona Department of Public Safety (DPS). On August 14, 2018, agents obtained Pima County Superior Court Order 18-WT-0001 authorizing the interception of wire communications to and from (520) 999-1669 (Target Telephone Two or TT-2) used by Daniel HUNTER. HUNTER was identified as a methamphetamine and heroin source of supply operating out of Sahuarita, Arizona. HUNTER was the neighbor of Karen SCHIMMEL and living on property owned by SCHIMMEL.

On September 23, 2018, at approximately 4:12 p.m., reference TT-2 call session 2551, HUNTER received an incoming text message from phone number (520) 274-0476, the phone number subscribed to and utilized by Karen SCHIMMEL. The text message from SCHIMMEL to HUNTER read, "Hello? Are you home?" HUNTER received two more text messages from SCHIMMEL that read "You awake?" and "I need to talk to you already." On the same date, and before responding to SCHIMMEL, HUNTER received an incoming call, reference call session 2576, in which HUNTER, speaking to an unknown male, was told by the unknown male that "Karen wanted me to ask you if you could do her a favor and get ahold of Guero for a whole one." HUNTER then informed the unknown male that he would pick one up and bring it home. Your Affiant is aware that "Guero" was identified as James LEWANDOWSKI, a current DEA Tucson fugitive on drug charges from a previous case. LEWANDOWSKI was also identified as living across the street from the residence of HUNTER and was HUNTER's heroin source of supply. Furthermore, LEWANDOWSKI was mentioned by Francisco OSORIO-Nava during his post arrest interview as someone OSORIO-Nava had seen at SCHIMMEL's residence. Agents are aware from the course of the investigation that a "whole one" is one ounce of product. Agents are also aware that SCHIMMEL would purchase black tar heroin.

On September 24, 2018, at approximately 1:14 a.m., reference TT-2 call session 2651, HUNTER sent a text message to SCHIMMEL that read "I paid 800 for that part so I will need it back." Agents, based off of undercover operations, know that one ounce of black tar heroin can be purchased from the same

Transnational Criminal Organization (TCO) in which HUNTER and LEWANDOWSKI are associated with for \$800.00 United States Currency. On the same date, HUNTER received a text message from SCHIMMEL, reference call session 2653, which read "Really I thought it was a gift and you were just being nice lol." On the same date, reference call session 2654, SCHIMMEL sent HUNTER a text message that read, "I could only pull 500 at the atm ill go back in the morning to get you the rest. If your worried about getting paid back you can just hold onto it till I have the other 3 in the morning."

On October 09, 2018, reference a series of call sessions between HUNTER, using TT-2, and CARLOS LNU, a previously identified source of supply for HUNTER, using phone number (520) 244-5676, HUNTER and CARLOS LNU were discussing a "buggy" that was part of a payment from a trade deal. On October 9, 2018, at approximately 10:36 p.m., reference call session 3479, HUNTER received an incoming text message from CARLOS LNU which read, "Which buggy of four wheels? 1 do not know what you are talking about." At approximately 10:37 p.m., reference call session 3480, HUNTER replied, "The one you bought and are taking to mexco." At approximately 10:38 p.m., reference call session 3481, HUNTER sent a follow-up text message to CARLOS LNU which read, "The one they have at Karens." At approximately 10:39 p.m., reference call session 3482, CARLOS LNU replied, "The one who buys the black." At approximately 10:39 p.m., reference call session 3483, HUNTER texted CARLOS LNU, "Here next door" followed by call session 3484 which read, "At the ranch." Reference call session 3485, CARLOS LNU replied, "Yes 1 want one with papers to be able to take it to mexico." Agents believe HUNTER was trying to explain to CARLOS LNU that the buggy was currently parked at SCHIMMEL's house. HUNTER told CARLOS LNU that it was at "Karens" and CARLOS LNU confirmed the identity of SCHIMMEL by asking if he was talking about the same person who, "buys the black."

Over the course of the investigation agents installed a GPS tracking device on a 2002 Honda Civic, bearing AZ license plate CHK2650. The Civic was utilized by CARLOS LNU, Francisco OSORIO-Nava, and Fabian CASTRO-Lopez who were identified as sources of supply for Daniel HUNTER. The GPS tracking data showed the Civic parked at SCHIMMEL's 7489 West Bucking Horse Road residence on numerous occasions.

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On November 07, 2018, CASTRO-Lopez and OSORIO-Nava were arrested after a traffic stop which resulted in the seizure of approximately one pound and four ounces of methamphetamine. During his post-arrest interview, OSORIO-Nava stated that HUNTER lived on a property next to a woman named, "Karen" whom investigators believe to be Karen SCHIMMEL. OSORIO-Nava stated that he had sold black tar heroin to SCHIMMEL.

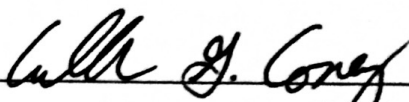
Your Affiant knows, from prior training and experience in investigating drug crimes, that the aforementioned facts and circumstances show that SCHIMMEL is actively engaged in the purchase of large quantities of heroin and was an essential component of a drug trafficking conspiracy involving CARLOS LNU, OSORIO-Nava and CASTRO-Lopez. SCHIMMEL allowed HUNTER to live on a property she owned with knowledge that he was involved in drug trafficking activities. Further, your Affiant knows that a person who sells heroin typically is engaged in the sales or use of other illicit drugs, to include but not limited to Marijuana, Cocaine, and/or methamphetamine. Further, your Affiant knows that persons who engage in illegal sales or use of illegal drugs often possess firearms which are utilized to protect their drugs and proceeds from persons who wish to forcefully steal from the drug dealer. Your Affiant knows that an ounce of heroin is a "for sale" amount and OSORIO-Nava admitted to dealing with SCHIMMEL.

Your Affiant believes there is just and probable cause that SCHIMMEL possesses items of evidentiary value inside 7489 West Bucking Horse Road, Sahuarita, Arizona, as listed above, that proves she is indeed engaged in the purchasing of large quantities of heroin. Your Affiant believes that SCHIMMEL currently resides at 7489 West Bucking Horse Road and that there will be additional information pertaining to SCHIMMEL's involvement in the Transnational Criminal Organization (TCO) involving HUNTER, OSORIO-Nava, and CASTRO-Lopez inside the residence. Your Affiant further knows that "fronting" is a common practice that drug dealers use to move their product and receive money at a later time, and the intercepted communication containing Karen SCHIMMEL further show that SCHIMMEL was involved in the fronting of hundreds of dollars worth of product. "Karen" was also found

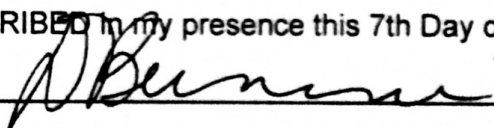
in a drug ledger obtained during a search warrant of a stash house operated by OSORIO-Nava and CASTRO-Lopez.

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Your Affiant requests a daytime warrant be granted for Karen Ann SCHIMMEL, DOB 03/19/1963, 7489 West Bucking Horse Road, Sahuarita, Arizona 85629, and all buildings and vehicles found within the curtilage of the property. Your Affiant requests a search warrant be issued commanding a search be made of the persons, premises, buildings, and vehicles described herein for the property, persons and things herein described, and the same be retained in the custody of the Affiant or in the custody of the agency which the Affiant represents and disposed of according to law, pursuant to A.R.S. 13-3920.


Special Agent Cullen Conerly
Peace Officer for the State of Arizona

SWORN TO AND SUBSCRIBED in my presence this 7th Day of January, 2019


Honorable Judge Deborah Bernini
Pima County Superior Court